

Appl. No. 09/856,277  
Paper dated October 12, 2004  
Reply to Office Action of June 10, 2004  
Attorney Docket No. 702-010802



AP/16/06 EFW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 09/856,277  
Applicant : Peter Jozef Leo Hespel  
Filed : August 20, 2001  
Title : Oral Creatine Supplementation for Treating or Preventing Muscle Disuse Syndrome  
Group Art Unit : 1616  
Examiner : Sharmila S. Gollamudi

Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated June 10, 2004 of the Primary Examiner rejecting claims 13-18, 21 and 22. A supporting Appeal Brief will be filed in due course.

Pursuant to 37 C.F.R. §1.17(b), a check is enclosed in the amount of \$450.00 to cover the cost of filing the Notice of Appeal (\$340.00) and a one-month extension of time (\$110.00). The Commissioner for Patents is hereby authorized to charge any additional fees which may be required to Deposit Account No. 23-0650. Please refund any overpayment to Deposit Account No. 23-0650. One (1) original and two (2) copies of this Notice of Appeal are enclosed.

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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on October 12, 2004.

Kimberly N. Welday

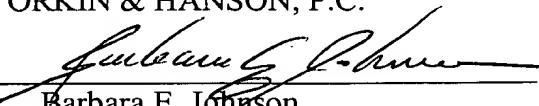
(Name of Person Mailing Paper)

Signature  
Kimberly N. Welday

10/12/2004  
Date

Respectfully submitted,  
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